

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There are two Extraordinary issues to the Official Gazette Series I No. 40 dated 3-1-2002 as follows:

- 1) *Extraordinary dated 3-1-2002 from pages 1015 to 1018 regarding Notification from Department of Personnel.*
- 2) *Extraordinary (No. 2) dated 8-1-2002 from pages 1019 to 1020 regarding Notification from Department of Personnel.*

Commissioner, Labour, shall therefore hereafter operate as Office of Commissioner, Labour & Employment. Government's Notification No. 21/10/91-LAB dated 25-02-1991, thus hereby stands superceded and accordingly withdrawn.

Swapnil M. Naik, Joint Secretary (Labour).

Panaji, 26th November, 2001.

GOVERNMENT OF GOA

Department of Labour

Inspectorate of Factories & Boilers
Institute of Safety, Occupational Health and Environment

Notice

IFB/B.O.E./01/2996

The Examination of Boiler Operation Engineers scheduled to be held from 24th January, 2002, have now been postponed to 15th February, 2002. Those interested may apply in the prescribed form available with the office of the Inspectorate of Factories and Boilers, Altinho, Panaji, Goa on or before 15th January, 2002.

R. T. Korgaonkar, Secretary (Board of Examiners under the Goa, Daman and Diu Boiler Operating Engineers' Rules, 1983).

Panaji, 21st December, 2001.

Notification

Sl/Note/2001

Read: Notification No. 23/1/87-GAD(1) dated 09-08-2001

Vide notification No. 23/1/87-GAD(1) dated 09-08-2001 from GAD the Department of Employment being merged with the Office of

Department of Law & Judiciary

Legal Affairs Division

Notification

10/4/99-LA (Vol. III)/PF/5

The Appropriation (Railways) Vote on Account Act, 2001 (Central Act 5 of 2001) which has been passed by the Parliament and assented to by the President of India on 24-3-2001 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 26-3-2001 is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 26th November, 2001.

THE APPROPRIATION (RAILWAYS) VOTE ON
ACCOUNT ACT, 2001

AN

ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of India for the services of a part of the financial year 2001-02 for the purposes of Railways.

BE it enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (Railways) Vote on Account Act, 2001.

2. *Issue of Rs. 11802,72,40,000 out of the Consolidated Fund of India for the financial year 2001-02.*— From and out of the Consolidated Fund of India there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum

of eleven thousand eight hundred and two crores, seventy-two lakhs and forty thousand rupees towards defraying the several charges which will come in course of payment during the financial year 2001-02, in respect of the services relating to Railways specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be withdrawn from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Scheduled in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Railway Board	10,71,36,000	...	10,71,36,000
2	Miscellaneous Expenditure (General)	31,52,14,000	...	31,52,14,000
3	General Superintendence and services on Railways	253,13,25,000	8,000	253,13,33,000
4	Repairs and Maintenance of Permanent Way and Works	497,20,89,000	50,000	497,21,39,000
5	Repairs and Maintenance of Motive Power	286,02,99,000	11,000	286,03,10,000
6	Repairs and Maintenance of Carriages and Wagons	551,82,92,000	...	551,82,92,000
7	Repairs and Maintenance of Plant and Equipment	276,76,39,000	...	276,76,39,000
8	Operating Expenses—Rolling Stock and Equipment	459,76,06,000	17,000	459,76,23,000
9	Operating Expenses—Traffic	2097,23,97,000	33,000	2097,24,30,000
10	Operating Expenses—Fuel	1235,84,68,000	33,000	1235,85,01,000
11	Staff Welfare and Amenties	206,42,86,000	13,000	206,42,99,000
12	Miscellaneous Working Expenses	243,03,72,000	3,31,06,000	246,34,78,000
13	Provident Fund, Pension and Other Retirement Benefits	970,27,04,000	15,15,000	970,42,19,000
14	Appropriation to Funds	1555,86,61,000	...	1555,86,61,000
15	Dividend to General Revenues, Repayment of loans taken from General Revenues and Amortization of Over-Capitalization	3,85,33,000	...	3,85,33,000
16	Assets—Acquisition, Construction and Replacement—Revenue	5,83,33,000	...	5,83,33,000
	<i>Other Expenditure</i>			
	Capital	2382,24,33,000	83,33,000	2383,07,66,000
	Railway Funds	730,66,67,000	16,67,000	730,83,34,000
	TOTAL	11798,24,54,000	4,47,86,000	11802,72,40,000

Notification

10/4/99-LA(Vol.III)/PF/6

The Appropriation (Railways) Act, 2001 (Central Act 6 of 2001) which has been passed by the Parliament and assented to by the President of India on 24-3-2001 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 26-3-2001 is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 26th November, 2001.

THE APPROPRIATION (RAILWAYS) ACT, 2001

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of

the financial year 2000-2001 for the purposes of Railways.

BE it enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (Railways) Act, 2001.

2. *Issue of Rs. 138,85,40,000 out of the Consolidated Fund of India for the financial year 2000-2001.*— From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred and thirty-eight crores, eighty-five lakhs and forty thousand rupees towards defraying the several charges which will come in course of payment during the financial year 2000-2001, in respect of the services relating to Railways specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
4	Repairs and Maintenance of Permanent Way and Works .....	...	13,91,000	13,91,000
9	Operating Expenses—Traffic .....	...	23,16,000	23,16,000
10	Operating Expenses—Fuel	136,14,00,000	42,77,000	136,56,77,000
13	Provident Fund, Pension and Other Retirement Benefits .....	...	23,34,000	23,34,000
16	Assets—Acquisition, Construction and Replacement—			
	<i>Other Expenditure</i>			
	Capital .....	...	1,41,04,000	1,41,04,000
	Railway Funds	2,000	27,16,000	27,18,000
	TOTAL	136,14,02,000	2,71,38,000	138,85,40,000

Notification

10/4/99-LA (Vol. III)/PF/15

The Appropriation (No. 2) Act, 2001 (Central Act 15 of 2001) which has been passed by the Parliament and assented to by the President of India on 11-5-2001 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 11-5-2001 is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 26th November, 2001.

THE APPROPRIATION (No. 2) ACT, 2001

AN

ACT

to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of India for the services of the financial year 2001-2002.

BE it enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (No. 2) Act, 2001.

2. *Issue of Rs. 691585,31,00,000 out of the Consolidated Fund of India for the financial year 2001-2002.*— From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate [inclusive of the sums specified in column 3 of the Schedule to the Appropriation (Vote on Account) Act, 2001] to the sum of six lakhs ninety-one thousand five hundred and eighty-five crores and thirty-one lakh rupees towards defraying the several charges which will come in course of payment during the financial year 2001-2002 in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

4. *Construction of references to Ministries and Departments in the Schedule.*— References to Ministries or Departments in the Schedule are to such Ministries or Departments as existing immediately before 20th February, 2001 and shall, on or after that date, be construed as references to the appropriate Ministries or Departments as reconstituted from time to time.

THE SCHEDULE

(See sections 2, 3 and 4)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Department of Agriculture and Co-operation.....	Revenue 1749,20,00,000	...	1749,20,00,000
	Capital 123,16,00,000	236,00,00,000		359,16,00,000
2	Department of Agricultural Research and Education.....	Revenue 1389,05,00,000	...	1389,05,00,000
3	Department of Animal Husbandry and Dairying.....	Revenue 448,58,00,000	...	448,58,00,000
	Capital 22,04,00,000	...		22,04,00,000
4	Department of Food Processing Industries	Revenue 59,12,00,000	...	59,12,00,000
	Capital 2,30,00,000	...		2,30,00,000
5	Department of Chemicals and Petro-chemicals.....	Revenue 59,57,00,000	...	59,57,00,000
	Capital 51,69,00,000	...		5169,00,000

1	2	3		
		Rs.	Rs.	Rs.
6	Department of Fertilisers.....	Revenue 14719,19,00,000	1,00,000	14719,20,00,000
		Capital 381,50,00,000	...	381,50,00,000
7	Ministry of Civil Aviation.....	Revenue 219,37,00,000	...	219,37,00,000
		Capital 58,60,00,000	...	58,60,00,000
8	Ministry of Coal.....	Revenue 439,43,00,000	...	439,43,00,000
		Capital 390,07,00,000	...	390,07,00,000
9	Department of Commerce.....	Revenue 1313,72,00,000	40,00,000	1314,12,00,000
		Capital 100,62,00,000	...	100,62,00,000
10	Department of Industrial Policy and Promotion.....	Revenue 299,18,00,000	4,02,00,000	303,20,00,000
11	Department of Posts.....	Revenue 5289,61,00,000	3,00,000	5289,64,00,000
		Capital 107,37,00,000	...	107,37,00,000
12	Department of Telecommunications.....	Revenue 2424,55,00,000	...	2424,55,00,000
		Capital 2,00,00,000	...	2,00,00,000
13	Ministry of Defence.....	Revenue 4060,23,00,000	26,00,000	4060,49,00,000
		Capital 38,43,00,000	...	38,43,00,000
14	Defence Pensions.....	Revenue 10769,26,00,000	34,00,000	10769,60,00,000
15	Defence Services — Army.....	Revenue 31764,47,00,000	8,69,00,000	31773,16,00,000
16	Defence Services — Navy.....	Revenue 4330,10,00,000	1,41,00,000	4331,51,00,000
17	Defence Services— Air Force	Revenue 7921,94,00,000	1,98,00,000	7923,92,00,000
18	Defence Ordinance Factories.....	Revenue 79,62,00,000	1,00,00,000	80,62,00,000
19	Capital Outlay on Defence Services.....	Capital 19946,49,00,000	12,03,00,000	19958,52,00,000
20	Department of Disinvestment.....	Revenue 4,04,00,000	...	4,04,00,000
21	Ministry of Environment and Forests...	Revenue 851,80,00,000	...	851,80,00,000
		Capital 59,20,00,000	...	59,20,00,000
22	Ministry of External Affairs.....	Revenue 2535,70,00,000	3,00,000	2535,73,00,000
		Capital 347,66,00,000	...	347,66,00,000
23	Department of Economic Affairs.....	Revenue 1696,87,00,000	...	1696,87,00,000
		Capital 114,16,00,000	...	114,16,00,000
24	Currency, Coinage and Stamps.....	Revenue 914,16,00,000	1,22,00,000	915,38,00,000
		Capital 807,30,00,000	4,00,000	807,34,00,000
25	Payments to Financial Institutions.....	Revenue 1761,76,00,000	...	1761,76,00,000
		Capital 162,35,00,000	...	162,35,00,000
	Charged.—Interest Payments	Revenue ...	114144,35,00,000	114144,35,00,000
27	Transfers to State and Union territory Governments.....	Revenue 18550,86,00,000	15934,00,00,000	34484,86,00,000
		Capital ...	20489,14,00,000	20489,14,00,000
28	Loans to Government Servants etc.....	Capital 800,00,00,000	...	800,00,00,000
	Charged.—Repayment of Debt.....	Capital ...	285150,44,00,000	285150,44,00,000
30	Department of Expenditure	Revenue 23,82,00,000	...	23,82,00,000
		Capital 5004,55,00,000	...	5004,55,00,000
31	Pensions.....	Revenue 4308,26,00,000	11,74,00,000	4320,00,00,000
32	Indian Audit and Accounts Department	Revenue 904,78,00,000	23,72,00,000	928,50,00,000
		Capital 21,00,00,000	...	21,00,00,000
33	Department of Revenue	Revenue 416,32,00,000	2,00,000	416,34,00,000
		Capital 7,94,00,000	...	7,94,00,000
34	Direct Taxes.....	Revenue 1067,34,00,000	2,00,000	1067,36,00,000
		Capital 120,00,00,000	...	120,00,00,000
35	Indirect Taxes.....	Revenue 1424,36,00,000	1,00,00,000	1425,36,00,000
		Capital 285,10,00,000	...	285,10,00,000
36	Department of Consumer Affairs.....	Revenue 48,65,00,000	...	48,65,00,000
		Capital 2,40,00,000	...	2,40,00,000
37	Department of Food and Public Distribution.....	Revenue 13960,66,00,000	2,00,000	13960,68,00,000
		Capital 257,59,00,000	4,65,00,000	262,24,00,000
38	Department of Health.....	Revenue 2363,72,00,000	...	2363,72,00,000
		Capital 383,40,00,000	...	383,40,00,000

1	2	3		
		Rs.	Rs.	Rs.
39	Department of Indian Systems of Medicine and Homoeopathy.....	Revenue 158,56,00,000	...	158,56,00,000
		Capital 7,00,00,000	...	7,00,00,000
40	Department of Family Welfare	Revenue 4787,33,00,000	...	4787,33,00,000
		Capital 174,95,00,000	...	174,95,00,000
41	Ministry of Home Affairs	Revenue 704,79,00,000	6,00,000	704,85,00,000
		Capital 28,15,00,000	...	28,15,00,000
42	Cabinet	Revenue 165,86,00,000	5,00,000	165,91,00,000
		Capital 9,37,00,000	...	9,37,00,000
43	Police	Revenue 8590,75,00,000	92,00,000	8591,67,00,000
		Capital 798,53,00,000	516,70,00,000	1315,23,00,000
44	Other Expenditure of the Ministry of Home Affairs	Revenue 624,34,00,000	2,00,000	624,36,00,000
		Capital 231,93,00,000	12,21,00,000	244,14,00,000
45	Transfers to Union territory Governments	Revenue 495,50,00,000	...	495,50,00,000
		Capital 352,50,00,000	...	352,50,00,000
46	Department of Elementary Education and Literacy	Revenue 4008,70,00,000	...	4008,70,00,000
47	Department of Secondary Education and Higher Education	Revenue 4414,71,00,000	...	4414,71,00,000
		Capital 2,00,000	...	2,00,000
48	Department of Women and Child Development	Revenue 1704,60,00,000	...	1704,60,00,000
		Capital 40,00,000	...	40,00,000
49	Department of Public Enterprises	Revenue 10,86,00,000	...	10,86,00,000
50	Department of Heavy Industry	Revenue 166,46,00,000	...	166,46,00,000
		Capital 492,39,00,000	...	492,39,00,000
51	Ministry of Information and Broadcasting	Revenue 1290,25,00,000	5,00,000	1290,30,00,000
		Capital 181,81,00,000	...	181,81,00,000
52	Ministry of Information Technology.....	Revenue 348,60,00,000	...	348,60,00,000
		Capital 105,60,00,000	...	105,60,00,000
53	Ministry of Labour	Revenue 1125,60,00,000	2,00,000	1125,62,00,000
		Capital 6,29,00,000	...	6,29,00,000
54	Law & Justice	Revenue 430,14,00,000	...	430,14,00,000
		Capital 4,80,00,000	...	4,80,00,000
55	Election Commission	Revenue 10,73,00,000	...	10,73,00,000
	Charged.— <i>Supreme Court of India</i>	Revenue ...	29,45,00,000	29,45,00,000
57	Department of Company Affairs	Revenue 45,25,00,000	...	45,25,00,000
		Capital 1,00,00,000	...	1,00,00,000
58	Ministry of Mines	Revenue 419,73,00,000	10,00,000	419,83,00,000
		Capital 151,13,00,000	...	151,13,00,000
59	Ministry of Non-Conventional Energy Sources	Revenue 420,12,00,000	...	420,12,00,000
		Capital 167,45,00,000	...	167,45,00,000
60	Ministry of Parliamentary Affairs	Revenue 4,64,00,000	...	4,64,00,000
61	Ministry of Personnel, Public Grievances and Pensions	Revenue 212,98,00,000	4,00,000	213,02,00,000
		Capital 2,41,00,000	9,18,00,000	11,59,00,000
62	Ministry of Petroleum and Natural Gas	Revenue 7,21,00,000	...	7,21,00,000
63	Ministry of Planning	Revenue 91,52,00,000	...	91,52,00,000
		Capital 15,00,00,000	...	15,00,00,000
64	Ministry of Power	Revenue 1536,01,00,000	5,70,00,000	1541,71,00,000
		Capital 2765,29,00,000	4,80,00,000	2770,09,00,000
65	Department of Rural Development	Revenue 11624,49,00,000	...	11624,49,00,000
		Capital 100,00,00,000	...	100,00,00,000
66	Department of Land Resources	Revenue 900,99,00,000	...	900,99,00,000
67	Department of Drinking Water Supply	Revenue 2161,35,00,000	...	2161,35,00,000

1	2		3		
			Rs.	Rs.	Rs.
68	Department of Science and Technology	Revenue	787,88,00,000	1,00,000	787,89,00,000
		Capital	41,73,00,000	...	41,73,00,000
69	Department of Scientific and Industrial Research	Revenue	957,97,00,000	...	957,97,00,000
		Capital	5,50,00,000	...	5,50,00,000
70	Department of Bio-technology	Revenue	186,34,00,000	...	186,34,00,000
71	Ministry of Small Scale Industries and Agro and Rural Industries	Revenue	917,21,00,000	...	917,21,00,000
		Capital	23,13,00,000	...	23,13,00,000
72	Ministry of Statistics and Programme Implementation	Revenue	1817,07,00,000	...	1817,07,00,000
		Capital	66,59,00,000	...	66,59,00,000
73	Ministry of Steel	Revenue	72,41,00,000	...	72,41,00,000
		Capital	16,00,00,000	...	16,00,00,000
74	Department of Road Transport and Highways	Revenue	5688,67,00,000	40,00,000	5689,07,00,000
		Capital	5383,34,00,000	10,20,00,000	5393,54,00,000
75	Ministry of Shipping	Revenue	627,88,00,000	...	627,88,00,000
		Capital	323,15,00,000	3,00,00,000	326,15,00,000
76	Ministry of Textiles	Revenue	804,35,00,000	...	804,35,00,000
		Capital	506,95,00,000	4,00,00,000	510,95,00,000
77	Department of Tourism	Revenue	135,54,00,000	...	135,54,00,000
		Capital	45,65,00,000	...	45,65,00,000
78	Department of Culture	Revenue	430,51,00,000	...	430,51,00,000
		Capital	24,00,000	...	24,00,000
79	Ministry of Tribal Affairs	Revenue	90,23,00,000	924,43,0000	1014,66,00,000
		Capital	30,00,00,000	...	30,00,00,000
80	Department of Urban Development	Revenue	639,10,00,000	17,85,00,000	656,95,00,000
		Capital	434,39,00,000	66,16,00,000	500,55,00,000
81	Public Works	Revenue	644,60,00,000	1,00,00,000	645,60,00,000
		Capital	224,75,00,000	1,00,00,000	225,75,00,000
82	Stationery and Printing	Revenue	186,70,00,000	...	186,70,00,000
		Capital	1,40,00,000	...	1,40,00,000
83	Department of Urban Employment and Poverty Alleviation	Revenue	213,27,00,000	...	213,27,00,000
		Capital	184,00,00,000	...	184,00,00,000
84	Ministry of Water Resources	Revenue	702,08,00,000	2,00,000	702,10,00,000
		Capital	47,42,00,000	4,00,00,000	51,42,00,000
85	Ministry of Social Justice and Empowerment.....	Revenue	1305,09,00,000	...	1305,09,00,000
		Capital	100,17,00,000	...	100,17,00,000
86	Ministry of Youth Affairs and Sports	Revenue	313,17,00,000	...	313,17,00,000
		Capital	1,83,00,000	...	1,83,00,000
87	Atomic Energy	Revenue	1539,00,00,000	20,00,000	1539,20,00,000
		Capital	1049,75,00,000	5,00,00,000	1054,75,00,000
88	Nuclear Power Schemes	Revenue	1503,28,00,000	...	1503,28,00,000
		Capital	1093,00,00,000	...	1093,00,00,000
89	Department of Ocean Development	Revenue	166,40,00,000	...	166,40,00,000
		Capital	2,40,00,000	...	2,40,00,000
90	Department of Space	Revenue	1608,43,00,000	18,00,000	1608,61,00,000
		Capital	426,31,00,000	3,00,000	426,34,00,000
	Charged.—Staff, Household and Allowances of the President	Revenue	...	9,36,00,000	9,36,00,000
92	Rajya Sabha	Revenue	58,37,00,000	14,00,000	58,51,00,000
93	Lok Sabha	Revenue	136,02,00,000	36,00,000	136,38,00,000
	Charged.—Union Public Service Commission	Revenue	...	45,65,00,000	45,65,00,000

1	2	3		
		Rs.	Rs.	Rs.
95	Secretariat of the Vice-President	Revenue	93,00,000	93,00,000
96	Andaman and Nicobar Islands	Revenue	652,31,00,000	652,32,00,000
		Capital	223,03,00,000	223,03,00,000
97	Chandigarh.....	Revenue	699,76,00,000	720,18,00,000
		Capital	102,23,00,000	110,23,00,000
98	Dadra and Nagar Haveli	Revenue	270,13,00,000	270,13,00,000
		Capital	32,94,00,000	32,94,00,000
99	Daman and Diu	Revenue	202,76,00,000	202,76,00,000
		Capital	25,79,00,000	25,79,00,000
100	Lakshadweep.....	Revenue	211,30,00,000	211,30,00,000
		Capital	73,28,00,000	73,28,00,000
	TOTAL		253858,03,00,000	691585,31,00,000

Notification

10/4/99/LA(Vol.III)(i)

The following Notification received from the Government of India, Ministry of Home Affairs, New Delhi bearing No. S.O. 960(E) dated 27-9-2001 is hereby published for the general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 26th November, 2001.

MINISTRY OF HOME AFFAIRS

New Delhi, the 27th September, 2001

Notification

S.O. 960(E).— Where the Students Islamic Movement of India (hereinafter referred to as the SIMI) has been indulging in activities which are prejudicial to the security of the country and have the potential of disturbing peace and communal harmony and disrupting the secular fabric of the country;

And whereas, the Central Government is of the opinion that—

- (i) SIMI is in close touch with militant outfits and is supporting extremism/militancy in Punjab, Jammu and Kashmir and elsewhere;
- (ii) SIMI supports claims for the secession of a part of the Indian territory from the Union, supports groups fighting for this purpose, and is thus questioning the territorial integrity of India;

(iii) SIMI is working for an International Islamic Order;

(iv) during lkhwan conferences, the anti-national and militant postures of the SIMI were clearly manifest in the speeches of the leaders who glorified Pan Islamic Fundamentalism, used derogatory language for deities of other religions and exhorted Muslims for Jihad;

(v) SIMI has published objectionable posters and literature which are calculated to incite communal feelings and which question the territorial integrity of India;

(vi) SIMI is involved in engineering communal riots and disruptive activities in various parts of the country;

And whereas, the the Central Government is also of the opinion that for the aforesaid reasons, the activities of SIMI are detrimental to the peace, integrity and maintenance of the secular fabric of Indian society and that it is an unlawful association;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Unlawful Activities (Prevention) Act, 1967 (37 of 1967), the Central Government hereby declares the Students Islamic Movement of India (SIMI) to be an unlawful association;

And whereas, the Central Government is further of the opinion that if the unlawful activities of the SIMI are not curbed and controlled immediately, it will take the opportunity of—

- (i) escalating secessionism and supporting militancy;

- (ii) instigating communal violence in different parts of the country and thereby disrupting the secular fabric of the country.

And whereas, the Central Government is also of the opinion that having regard to the activities of the SIMI mentioned above, it is necessary to declare the SIMI to be an unlawful association with immediate effect, and accordingly, in exercise of the powers conferred by the proviso to sub-section (3) of section 3, the Central Government hereby directs that this notification shall, subject to any order that may be made under section 4 of the said Act, have effect from the date of its publication in the Official Gazette.

[F. No. II-14017/3/2000-NI (D-V)]

B. K. HALDER, *Jt. Secy.*

Notification

10/4/99-LA(Vol. III)/PF/4

The Taxation Laws (Amendment) Act, 2001 (Central Act No. 4 of 2001) which has been passed by the Parliament and assented to by the President of India on 20-3-2001 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 21-3-2001, is hereby published for the general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 26th November, 2001.

THE TAXATION LAWS (AMENDMENT) ACT, 2001

AN

ACT

further to amend the Finance Act, 2000 and the Income-tax Act, 1961.

BE it enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Taxation Laws (Amendment) Act, 2001.

(2) It shall be deemed to have come into force on the 3rd day of February, 2001.

2. *Amendment of section 2.*— In section 2 of the Finance Act, 2000 ^{10 of 2000} (hereinafter referred to as the principal Act),—

(a) in sub-section (4),—

(i) in clause (a), for the words “ten per cent.”, the words “twelve per cent.” shall be substituted;

(ii) in clause (b), for the words “eleven per cent.”, the words “thirteen per cent.” shall be substituted;

(b) in sub-section (6),—

(i) in clause (a), for the words “ten per cent.”, the words “twelve per cent.” shall be substituted;

(ii) in clause (b), for the words “eleven per cent.”, the words “thirteen per cent.” shall be substituted;

(c) in sub-section (7),—

(i) in clause (a), for the words “ten per cent.”, the words “twelve per cent.” shall be substituted;

(ii) in clause (b), for the words “eleven per cent.”, the words “thirteen per cent.” shall be substituted;

(d) in sub-section (8), in the third proviso, in clause (a),—

(i) in sub-clause (i), for the words “ten per cent.” the words “twelve per cent.” shall be substituted;

(ii) in sub-clause (ii),—

(A) in item (A), for the words “ten per cent.”, the words “twelve per cent.” shall be substituted;

(B) in item (B), for the words “fifteen per cent.” the words “seventeen per cent.” shall be substituted;

(e) in sub-section (8), in the third proviso, in clause (b), for the words “eleven per cent.”, the words “thirteen per cent.” shall be substituted;

(f) in sub-section (9), in the proviso,—

(i) in clause (a),—

(A) in sub-clause (i), for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(B) in sub-clause (ii), for the words "fifteen per cent.", the words "seventeen per cent." shall be substituted;

(ii) in clause (b), for the words "ten per cent.", the words "twelve per cent." shall be substituted.

3. *Amendment of the First Schedule.*— In the First Schedule to the principal Act,—

(a) in Part II, under the heading *Surcharge on income-tax*,—

(i) in item (a), for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(ii) in item (b), for the words "eleven per cent.", the words "thirteen per cent." shall be substituted;

(b) in Part III, in Paragraph A, under the heading *Surcharge on income-tax*,—

(i) in item (i),—

(A) in sub-item (A), for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(B) in sub-item (B), for the words "fifteen per cent.", the words "seventeen per cent." shall be substituted;

(ii) in item (ii), for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(c) in Part III, in Paragraph B, under the heading *Surcharge on income-tax*, for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(d) in Part III, in Paragraph C, under the heading *Surcharge on income-tax*, for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(e) in Part III, in Paragraph D, under the heading *Surcharge on income-tax*, for the words "ten per cent.", the words "twelve per cent." shall be substituted;

(f) in Part III, in Paragraph E, under the heading *Surcharge on income-tax*, for the words "eleven per cent.", the words "thirteen per cent." shall be substituted.

4. *Amendment of section 10.*— In section 10 of the Income-tax Act, 1961 43 of 1961. (hereinafter referred to as the Income-tax Act), in clause (23C), after the eighth proviso, the following proviso shall be inserted, namely:—

"Provided also that any amount of donation received by the fund or institution in terms of clause (d) of sub-section (2) of section 80G which has been utilised for purposes other than providing relief to the victims of earthquake in Gujarat or which remains unutilised in terms of sub-section (5C) of section 80G and not transferred to the Prime Ministers' National Relief Fund on or before the 31st day of March, 2002 shall be deemed to be the income of the previous year and shall accordingly be charged to tax."

5. *Amendment of section 12.*— In section 12 of the Income-tax Act, after sub-section (2) and the *Explanation* thereto, the following sub-section shall be inserted, namely:—

"(3) Notwithstanding anything contained in section 11, any amount of donation received by the trust or institution in terms of clause (d) of sub-section (2) of section 80G which has been utilised for purposes other than providing relief to the victims of earthquake in Gujarat or which remains unutilised in terms of sub-section (5C) of section 80G and not transferred to the Prime Ministers' National Relief Fund on or before the 31st day of March, 2002 shall be deemed to be the income of the previous year and shall accordingly be charged to tax."

6. *Amendment of section 80G.*— In section 80G of the Income-tax Act,—

(a) in sub-section (1), in clause (i),—

(i) after the words, brackets, figures and letter "or in sub-clause (iiig)", the words, brackets, figures and letters "or in sub-clause (iiiga)" shall be inserted;

(ii) after the words, brackets and letter "or in clause (c)", the words, brackets and letter "or in clause (d)" shall be inserted;

(b) in sub-section (2),—

(i) in clause (a), after sub-clause (iii g), the following sub-clause shall be inserted, namely:—

“(iii ga) any fund set up by the State Government of Gujarat exclusively for providing relief to the victims of earthquake in Gujarat;”;

(ii) after clause (c), the following clause shall be inserted, namely:—

“(d) any sums paid by the assessee, during the period beginning on the 26th day of January, 2001 and ending on the 30th day of September, 2001, to any trust, institution or fund to which this section applies for providing relief to the victims of earthquake in Gujarat.”;

(c) after sub-section (5B), the following sub-section shall be inserted, namely:—

“(5C) This sub-section applies in relation to amounts referred to in clause (d) of sub-section (2) only if the trust or institution or fund is established in India for a charitable purpose and it fulfills the following conditions, namely:—

(i) it is approved in terms of clause (vi) of sub-section (5);

(ii) it maintains separate accounts of income and expenditure for providing relief to the victims of earthquake in Gujarat;

(iii) the donations made to the trust or institution or fund are applied only for providing relief to the earthquake victims of Gujarat on or before the 31st day of March, 2002;

(iv) the amount of donation remaining unutilised on the 31st day of March, 2002 is transferred to the Prime Ministers' National Relief Fund on or before the 31st day of March, 2002;

(v) it renders accounts of income and expenditure to such authority and in such manner as may be prescribed, on or before the 30th day of June, 2002.”.

7. *Amendment of section 234C.*— In section 234C of the Income-tax Act, in sub-section (1), after the second proviso, the following proviso shall be inserted, namely:—

“Provided also that nothing contained in this sub-section shall apply to any shortfall in the payment of the tax due on the returned income where such shortfall is on account of increase in the rate of surcharge under section 2 of the Finance Act, 2000 as amended by the Taxation Laws (Amendment) Act, 2001 and the assessee has paid the amount of shortfall on or before the 15th day of March, 2001 in respect of the instalment of advance tax due on the 15th day of June, 2000, the 15th day of September, 2000 and 15th day of December, 2000.”.

8. *Instalment of advance tax in case of additional surcharge, payable on 15th March, 2001.*— Notwithstanding anything contained in the Income-tax Act, the surcharge payable under section 2 of, and Part III of the First Schedule to, the principal Act, as amended by this Act,—

(i) in the case of an assessee in respect of the instalment of “advance tax” paid or payable on or before the 15th day of June, 2000, the 15th day of September, 2000 and the 15th day of December, 2000, shall be payable on or before the 15th day of March, 2001;

(ii) in any case in which income-tax has to be charged under sub-section (4) of section 172 or sub-section (2) of section 174 or section 175 or sub-section (2) of section 176 of the Income-tax Act, shall be payable only where such income-tax is so charged after the date on which this Act comes into force.

9. *Repeal and saving.*— (1) The Taxation Laws (Amendment) Ordinance, 2001 is hereby repealed. Ord. 2 of 2001.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act.